

Barbara Grattan

TOWN BOARD MEETING AGENDA

January 16TH , 2001

ROBERT F. KOZAKIEWICZ, Supervisor

**Edward Densieski, Councilman
Philip Cardinale, Councilman**

**Christopher Kent, Councilman
James Lull, Councilman**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Diane M. Stuke
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy Barnes
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief Joseph Grattan
Jane Vanden Thoorn
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department**

Call to Order and Salute to the Flag

Approves Minutes of Town Board Meeting of January 2nd,
2000, moved by Councilperson _____,
seconded by Councilperson _____.

CONGRATULATIONS TO ANDREA WEBER EMPLOYEE OF THE QUARTER

REPORTS

Scavenger Waste District:

2000 Influent Gallonage Report

Tax Receiver:

Annual Report for Utility Collections
Total Collected: \$2,538,463.11

Utility Collections Report for December, 2000

Tax Collections: \$23,078,673.31

Juvenile Aid Bureau:

Monthly report for December, 2000

Rhd IDA:

Budget Proposal

Animal Control:

Statistics for 2000

Recreation Dept.

Statistics for 2000

Open Bid Reports:

Grit & Screen-Opened: 01/11/01 @ 11:00 a.m.
Two Bids Were Received

1. Earth Care Comp. Of N.Y. Inc.
2. Trade-Winds Environ. Rest., Inc.

APPLICATIONS

CORRESPONDENCE

Petition: 60 Names opposing the proposal to close off Fishel Ave.
Extension.

COMMITTEE REPORTS

PUBLIC HEARINGS

- 7:05 P.M.** The Consideration of an application for Special Permits by Riverhead Centre, LLC.
- 7:10 P.M.** The Consideration of a Proposed Local Law to Amend Chapter 95 of the Town Code entitled, "Taxation".
- 7:10 P.M.** The Consideration of a Local Law to amend Chapter 101 of the Town Code entitled, "Vehicles & Traffic".
- 7:20 P.M.** The Consideration of an addition to and the reconstruction of the Municipal Garage.
- 7:30 P.M.** The Granting of the right to use streets, highways and public places by community organizations and individuals as required by Town Law, Section 64(7).

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

Regular Town Board Meeting:

- #44** Authorizing Publication of Notice to Amend Community Development Block Grant Program
- #45** Authorizes Publication of Notice for Public Hearing Regarding the Relocation of National Response Corporation
- #46** Authorizes Town Clerk to Publish and Post Public Hearing Notice to Consider the Demolition of Building(s) Owned by Elmer Zeh Pursuant to Chapter 54 of the Code of the Town of Riverhead Entitled, "Unsafe Buildings & Collapsed Structures"
- #47** Authorizes Town Clerk to Publish and Post Public Notice in Connection with Individualized Residential Alternative for The Developmentally Disabled (Group Home Living)
- #48** Authorizes Supervisor to Execute Contract with New York State Office of Parks, Recreation and Historic Preservation for Grant Funds to Undertake Improvements at Grangebél Park
- #49** Authorizes the Supervisor to Execute Agreement for a Stop-DWI Municipal Enforcement Grant from the County of Suffolk
- #50** Authorizing Settlement and Purchase of 216 Court Street
- #51** Resolution Authorizing Supervisor to Execute Change Order No. 2 RE: Riverhead Water District Building Renovations Contract E, Electrical Work
- #52** Resolution Authorizing Supervisor to Execute Change Order No. 1& 2 RE: Riverhead Water District Building Renovations Contract No. 1, General Construction
- #53** General Fund Budget Adjustment
- #54** Polish Town Beautification Project Budget Adoption
- #55** Small Cities Fund Budget Adjustment
- #56** R.E.S.T.O.R.E. Grant Program Budget Adjustment
- #57** Stotzky Park Skateboard Complex Capital Project Budget Adjustment
- #58** Water District Budget Adjustment

- #59 Y2K Recreation Capital Improvement Project Budget Adjustment
- #60 Special Trust Budget Adjustment
- #61 Authorization to Discard Fixed Assets
- #62 Animal Shelter Donation Fund Budget Adjustment
- #63 Authorizes Fire Marshall to Attend Classes
- #64 Accepts Resignation of Gloria Ingegno in the Community Development Office
- #65 Appoints 90 Day Temporary
- #66 Promotion to Senior Citizen Nutrition Center Manager
- #67 Appoints a Contingent Provisional Assessment Clerk in the Assessor's Office
- #68 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for a Grants Coordinator
- #69 Authorizes the Town Clerk to Publish and Post a Help Wanted Ad for an Accountant
- #70 Approves Special Permit Petition of Zoumas Contracting (Anna Lafata)- Two Family Residence within the Agriculture A Zoning Use District
- #71 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Repeal and Replace Chapter 90 Entitled, "Special Events" of the Riverhead Town Code
- #72 Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider the Addition of a New Chapter 94 Entitled, "Tobacco Advertising" to the Riverhead Town Code
- #73 Authorization to Publish Bid for Water Service Materials
- #74 Authorization to Publish Bid for Propane
- #75 Authorization to Publish Bid for Diesel Fuel
- #76 Awards Bid for Iron Pier Beach Reconstruction and Improvements
- #77 Awards Bid for Highway Maintenance Facility Roof Replacement
- #78 Authorizes Town Supervisor to Execute Change Order No. 2 for Cliff Road West Drainage Improvement Project

- #79** Authorizes Town Supervisor to Execute Change Order No.1 for Advanced Wastewater Treatment Facility Upgrade and Improvements Electrical Construction
- #80** Approves Site Plan of AutoZone, Inc.
- #81** Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code
- #82** Approves Special Permit Petition of Michael Davis- Recreational Use within the Industrial A Zoning Use District
- #83** Pays Bills
- #84** Authorizes the Town Attorney to Suggest Alternate Sites in Connection with Individualized Residential Alternative for the Developmentally Disabled (GroupHome Living)

1/16/01

Adopted

Town of Riverhead

Resolution # 44

Authorizing Publication of Notice to Amend Community Development Block Grant Program.

COUNCILMAN LULL

_____ offered the following resolution, which was seconded

by **COUNCILMAN CARDINALE**

WHEREAS, it is the desire of the Town of Riverhead to amend its FY97 and FY99 Community Development Block Grant Program; and

WHEREAS, such an amendment requires notification of the public prior to submission of the amendment for transfer of funds and budget modification in order to provide an opportunity for comment.

THEREFORE, BE IT RESOLVED, that the Town Clerk is hereby authorized to publish the attached notice in the News-Review on Thursday, January 18, 2001; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be provided to Andrea Lohneiss, Community Development Director, and Joe Sanseverino, Director, Suffolk County Community Development.

THE VOTE

Donsleat ☒ Yes ☐ No Cardinale ☒ Yes ☐ No

Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozaldewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

PUBLIC NOTICE**AMENDMENT TO THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT PROGRAM**YEAR 1997

<u>ACTIVITY</u>	<u>CURRENT</u>	<u>CHANGE</u>
Affordable Housing Rehabilitation Downtown Riverhead	\$13,550	-\$13,550
Affordable Housing Rehabilitation Millbrook Gables	\$-0-	+\$13,550

YEAR 1999

Downtown Housing Rehabilitation	\$8,000	-\$8,000
Affordable Housing Rehabilitation Millbrook Gables	\$-0-	+\$8,000

Interested citizens should address comments to:

Town of Riverhead
Community Development Office
200 Howell Avenue
Riverhead, NY 11901
(631) 727-3200 ext. 238

Comments must be received by the closing of business on February 19, 2001.

January 18, 2001

News-Review

1/16/01

Town of Riverhead

AdoptedResolution # 45

Authorizes Publication of Notice for Public Hearing Regarding the Relocation of National Response Corporation

Councilman **COUNCILMAN DENSIESKI** offered the following resolution,

which was seconded by Councilman **COUNCILMAN KENT**:

WHEREAS, the National Response Corporation located on Edwards Avenue, Calverton has relocated to the Tech Center in Great River within the Town of Islip Economic Development Zone; and

WHEREAS, the certification of National Response Corporation by the Town of Islip Zone Administrative Board for Economic Development Zone benefits requires the Town of Riverhead to hold a public hearing and subsequently consent to said relocation.

THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes publishing and posting of the attached public notice in the Thursday, January 18, 2001 issue of the News Review and to post same on the signboard in Town Hall.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss and National Response Corporation (3500 Sunrise Highway, T-103, Great River, NY 11739).

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

Please take notice that the Town Board of the Town of Riverhead will hold a public hearing pursuant to the General Municipal Law, Article 18-B, Section 959(a)(iii) to solicit comments regarding the relocation of National Response Corporation from Edwards Avenue, Calverton, NY to the Tech Center, Great River, NY, within the Town of Islip Economic Development Zone. The hearing will be held at Riverhead Town Hall on Tuesday, February 6, 2001, at 7:20 p.m.

Dated: January 16, 2001

Barbara Grattan
Town Clerk

01/16/01

STATUS **Adopted**

TOWN OF RIVERHEAD

Resolution # 46

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC HEARING NOTICE TO CONSIDER THE DEMOLITION OF BUILDING(S) OWNED BY ELMER ZEH PURSUANT TO CHAPTER 54 OF THE CODE OF THE TOWN OF RIVERHEAD ENTITLED, " UNSAFE BUILDINGS AND COLLAPSED STRUCTURES".

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILMAN KENT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the demolition of certain building(s) purportedly owned by Elmer Zeh, located at 378 Reeves Avenue, Riverhead, New York 11901, known an designed as Suffolk County Tax #0600/063.00-01-008.00; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Elmer Zeh, 190 Wading River Manor Road, Manorville, New York 11949, The Code Enforcement Officer, The Assessor's Office, Town Engineer's Office; Town Attorney's Office and the Town Building Department

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ NoThe Resolution Was ☒ Was Not ☐

Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD**PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 1st day of February 2001 at 11:40 AM at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons, to consider whether the owner of real property purportedly owned by Elmer Zeh, located at 378 Reeves Avenue, Riverhead, New York 11901, known and designated as Suffolk County Tax Map#063.00-01-008.00, should secure the buildings(s) situated on said property so that the health, safety and welfare of the residents of the Town of Riverhead shall not be endangered or, if the building(s) are found to be in an unsafe condition as described pursuant to Chapter 54 of the Code of the Town of Riverhead entitled, "Unsafe Buildings and Collapsed Structures " to be repaired and secured or demolished and removed.

Dated: Riverhead, New York
January 9, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA GRATTAN, Town Clerk

1/16/01

TOWN OF RIVERHEAD

AdoptedResolution # 47**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE IN CONNECTION WITH INDIVIDUALIZED RESIDENTIAL ALTERNATIVE FOR THE DEVELOPMENTALLY DISABLED (GROUP HOME LIVING)**

COUNCILMAN CARDINALE offered the following resolution, was seconded by

COUNCILMAN KENT :

WHEREAS, as provided in Section 41.34 of the Mental Hygiene Law, any agency that wishes to establish and operate an Individualized Residential Alternative (IRA) residence within the Town of Riverhead must submit a letter of notification and intent as to the location of the proposed residence; and

WHEREAS, East End Disability Associates Inc. (EEDA) has submitted a letter of notification and intent dated January 5, 2001, to establish and operate an Individualized Residential Alternative (IRA) at 7 Eight Bells Road, Riverhead, New York; and

WHEREAS, the Town Board of the Town of Riverhead must respond to the sponsoring agency within 40 (forty) days of the date of the letter of notification and intent; and

WHEREAS, the Town Board of the Town of Riverhead determines that it be in the best interest of Town of Riverhead residents to be made aware of the submission of the letter of notification and intent of the proposed Individualized Residential Alternative (IRA) of EEDA.

NOW THEREFORE BE IT RESOLVED, the Town Clerk be and is hereby authorized to publish and post the attached public notice once in the January 25, 2001 edition of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the public notice to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to East End Disability Associates Inc., Attn: Lisa Meyer Fertal, Executive Director, 107 Roanoke Avenue, Riverhead, New York, 1901; the Supervisor's Office and the Office of the Town Attorney.

THE VOTE

Denslejd	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of February, 2001 at 7:15 o'clock p.m. to consider the establishment and operation of an Individualized Residential Alternative (IRA) at 7 Eight Bells Road, Riverhead, New York.

Dated: Riverhead, New York
January 16, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

1/16/01

Town of Riverhead

Resolution # 48

Authorizes Supervisor to Execute Contract with New York State Office of Parks, Recreation and Historic Preservation for Grant Funds to Undertake Improvements at Grangebel Park.

COUNCILMAN LULL

_____ offered the following resolution, which was

seconded by **COUNCILMAN DENSIESKI**

WHEREAS, the Town of Riverhead has applied for and been awarded \$100,000 in grant funds from New York State Office of Parks, Recreation and Historic Preservation for infrastructure improvements at Grangebel Park; and

WHEREAS, the Town Board has by Resolution #314 of 1997, committed \$100,000 in recreation development fees to match the State Funds; and

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute the attached contract with the State of New York; and

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Andrea Lohneiss, Community Development Director, and Ken Testa, Town Engineer.

COUNCILMAN LULL OFFERED THE RESOLUTION TO BE AMENDED, WHICH WAS SECONDED BY COUNCILMAN DENSIESKI.

ALL MEMBERS OF THE BOARD IN FAVOR OF AMENDING RESOLUTION.

Abstain **THE VOTE**
 Densieski Yes No Cardinale Yes No
 Kent Yes No Lull Yes No
 Kozakiewicz Yes No
THE RESOLUTION WAS Yes **WAS NOT** Yes
THEREUPON DULY ADOPTED

1/16/01

Adopted

TOWN OF RIVERHEAD

Resolution # 49**AUTHORIZES THE SUPERVISOR TO EXECUTE AGREEMENT FOR A STOP-DWI
MUNICIPAL ENFORCEMENT GRANT FROM THE COUNTY OF SUFFOLK****COUNCILMAN DENSIESKI**

offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, The Suffolk County Executive's Office operates a STOP-DWI program to ensure the safety of Suffolk County residents; and

WHEREAS, The STOP-DWI program is carried out within the Town of Riverhead through the Riverhead Police Department; and

WHEREAS, the Town of Riverhead agrees to provide all documentation as required by Section 1197 of the Vehicle and Traffic Law; and

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute an Agreement with the Office of the Suffolk County Executive/STOP-DWI program (Department) concerning the STOP-DWI program; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Police Department of the Town of Riverhead; the STOP-DWI Coordinator of the County of Suffolk; the Office of the Supervisor and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

⁸²
AdoptedAUTHORIZING SETTLEMENT AND PURCHASE OF 216 Court
Street (Leanza) 0600-128-03-009**COUNCILMAN CARDINALE**

offered the following resolution, was seconded

by **COUNCILMAN KENT** :

WHEREAS, the Town Board has authorized the commencement of eminent domain proceedings with respect to the acquisition of the parcel located at 216 Court Street, Riverhead, New York, reputed owner, Anthony Leanza, Jr., Suffolk County Tax Map 0600-128-03-009, as part of the Town's Railroad Street Revitalization Project; and

WHEREAS, the owner of the premises to be acquired has offered to convey title to the premises without the need to proceed with the eminent domain proceeding for the sum of One Hundred Forty Thousand (\$ 140,000) Dollars; and

WHEREAS, that acquisition price is within the range of market value for said parcel; and

WHEREAS, in light of the costs attendant to proceeding with the eminent domain proceeding and the uncertainties of litigation it is in the best interests of the Town to accept the settlement proposal;

NOW BE IT RESOLVED, that the Town Board hereby agrees to purchase the property known as 216 Court Street, Riverhead, New York, reputed owner, Anthony Leanza, Jr., Suffolk County Tax Map 0600-128-03-009 for the sum of One Hundred Forty Thousand (\$ 140,000) Dollars; and it is further

RESOLVED that Supervisor is hereby authorized to sign any documents necessary to complete the purchase of said property; and it is further

RESOLVED, that special counsel for the Town, Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., is authorized to obtain fee title insurance on behalf of the Town; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP.; the Town Attorney, and Andrea Lohneiss, Director of the Community Development Agency.

THE VOTEDensieski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___Kozakewicz ☒ Yes ___ No ___THE RESOLUTION WAS ☒ WAS NOT ___

THEREUPON DULY ADOPTED

Adopted

1/16/01

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO
EXECUTE CHANGE ORDER NO. 2
RE: RIVERHEAD WATER DISTRICT BUILDING RENOVATIONS
CONTRACT E, ELECTRICAL WORK

RESOLUTION # 51

Adopted _____

COUNCILMAN KENT offered the following resolution
which was seconded by **COUNCILMAN CARDINALE**,

RESOLVED, that the Supervisor be and is hereby authorized to
execute Change Order No. 2 for the project known as Riverhead Water
District Building Renovations, Electrical Work, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy
of this resolution to H2M, Frank Isler, Esq., T. H. Cheshire &
Son; Accounting Department; and Gary Pendzick.

SUBMITTED BY RIVERHEAD WATER DISTRICT

THE VOTE

Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

1/16/01

Adopted

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO
 EXECUTE CHANGE ORDERS NO. 1 & 2
 RE: RIVERHEAD WATER DISTRICT BUILDING RENOVATIONS
 CONTRACT NO. 1, GENERAL CONSTRUCTION

RESOLUTION # 52

Adopted _____

COUNCILMAN KENT

_____ offered the following resolution
 which was seconded by ~~COUNCILMAN LULL~~ _____,

RESOLVED, that the Supervisor be and is hereby authorized to
 execute Change Orders No. 1 and 2 for the project known as
 Riverhead Water District Building Renovations, General
 Construction, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy
 of this resolution to H2M, Frank Isler, Esq., Stuart Berger Const.
 Corp.; Accounting Department; and Gary Pendzick.

SUBMITTED BY RIVERHEAD WATER DISTRICT

THE VOTE
 Densleski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
 THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

TOWN OF RIVERHEADGENERAL FUNDBUDGET ADJUSTMENTRESOLUTION # 53**Adopted**COUNCILMAN LULL

offered the following resolution ,

which was seconded by COUNCILMAN KENT

WHEREAS, the Bldg. & Grounds Department does all the repair work for the Recreation Department,
and

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget
adjustment:

001.071400.541000 RECREATION CENTERS, REPAIR & MAINT. FROM: \$7,500.

001.016250.541204 BLDG. & GROUNDS, REC REPAIR & MAINT. TO: \$7,500.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

JANUARY 16, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 54POLISH TOWN BEAUTIFICATION PROJECTBUDGET ADOPTION

COUNCILMAN CARDINALE offered the following resolution ,
 which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget:

	FROM:
406.095031.485000.40085 TRANSFER FROM R.E.S.T.O.R.E. GRANT PROGRAM	\$2,300.
406.095031.485100.40085 TRANSFER FROM SMALL CITIES FUND	2,500.
	TO:
406.085100.542500.40085 BEAUTIFICATION EXPENSE	\$4,800.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

TOWN OF RIVERHEAD

SMALL CITIES FUND
BUDGET ADJUSTMENT

RESOLUTION # 55

COUNCILMAN DENSIESKI offered the following resolution ,
which was seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

180.000000.390599.06989 APPROPRIATED FUND BALANCE **FROM:**
\$2,500.

180.0099500.597000 TRANSFER TO CAPITAL PROJECTS (PR40085) **TO:**
\$2,500.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

Adopted

TOWN OF RIVERHEAD

R.E.S.T.O.R.E. GRANT PROGRAM
BUDGET ADJUSTMENT

RESOLUTION # 56

COUNCILMAN KENT offered the following resolution ,
which was seconded by COUNCILMAN LULL

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

184.000000.390599 APPROPRIATED FUND BALANCE **FROM:**
\$2,300.

184.0099500.597000 TRANSFER TO CAPITAL PROJECTS (PR40085) **TO:**
\$2,300.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

JANUARY 16, 2001

TOWN OF RIVERHEAD

Resolution # 57

STOTZKY PARK SKATEBOARD COMPLEX

CAPITAL PROJECT

BUDGET ADJUSTMENT

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by **COUNCILMAN CARDINALE**

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

FROM:

406.095031.481900.70048

TRANSFER FROM SPECIAL TRUST

\$10,000.

TO:

406.071100.543505.70048 ENGINEERING EXPENSE

\$10,000.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEAD

AdoptedResolution # 58WATER DISTRICTBUDGET ADJUSTMENTSCOUNCILMAN LULL

offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

112.012140.465110	METERED WATER SALES	FROM:	
		\$96,000.	
112.083100.542100	OFFICE EXPENSE	TO:	
112.083100.524300	OFFICE EQUIPMENT	\$10,000.	
112.083100.524175	TRUCKS - EQUIPMENT	36,000.	
		50,000.	

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

January 16, 2001

TOWN OF RIVERHEAD

AdoptedResolution # 59Y2K RECREATION CAPITAL IMPROVEMENT PROJECTBUDGET ADJUSTMENTCOUNCILMAN CARDINALE

offered the following resolution ,

which was seconded by COUNCILMAN KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.095031.481900.70046 SPECIAL TRUST TRANSFER FROM: \$5,000.

406.071100.522100.70046 GRANGEBEL PARK IMPROVEMENT TO: \$5,000.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEAD

Resolution # 60**Adopted**SPECIAL TRUSTBUDGET ADJUSTMENTCOUNCILMAN KENT

offered the following resolution ,

COUNCILMAN LULL

which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

736.092705.421050

PARK & REC. FEES

FROM:

\$160,000.

736.099500.597000.70048

TRANSFER TO STOTZKY
SKATEBOARD COMPLEX CAP. PROJ.

TO:

\$35,000.

736.099500.597000.40086

TRANSFER TO GRANGEBEL PARK
BULKHEADING & FOOT BRIDGE
CAP.PROJ.

100,000.

736.099500.597000.70046

TRANSFER TO Y2K RECREATION CAP
PROJECT

25,000.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEAD**Adopted**AUTHORIZATION TO DISCARD FIXED ASSETSRESOLUTION # 61

COUNCILMAN DENSIESKI offered the following resolution, which was seconded
by COUNCILMAN CARDINALE.

WHEREAS, broken computer equipment that has been salvaged for parts and is no longer usable; and

WHEREAS, after careful consideration, it is the recommendation of the Accounting Department that this equipment has no residual value and should be discarded. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT

RESOLVED, that the Accounting Department is hereby authorized to discard the following items:

<u>Tag #</u>	<u>Description</u>	<u>Tag #</u>	<u>Description</u>
4834	Keyboard	20411	Keyboard
4842	Keyboard	20424	Monitor
6992	Keyboard	20453	Dot Mat Printer
7004	Keyboard	20536	Dot Mat Printer
7009	Air Land Modem	20541	Monitor
7093	Air Land Modem	20693	Keyboard
7095	Keyboard	20698	Keyboard
7101	Mouse	20700	Mouse
7817	Air Land Modem	20950	Mouse
7898	Keyboard	20954	Modem
7899	Air Land Modem	20984	Keyboard
8096	Keyboard	20985	Mouse
8233	T27	21086	Monitor
8511	Air Land Modem	21357	Monitor
8658	Air Land Modem	21363	Mouse
8729	Keyboard	21463	UPS
9146	Keyboard	21467	Mouse
9229	Mouse	21631	Keyboard
9325	Air Land Modem	21804	Mouse
9329	Air Land Modem	21809	Keyboard
10819	Keyboard	21898	Mouse
10877	Keyboard	21928	Keyboard
10888	Keyboard	21943	Mouse
10891	Keyboard	22539	Mouse
10904	Keyboard		

Abstain **THE VOTE**
 Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
 THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON FULLY ADOPTED

Adopted

TOWN OF RIVERHEAD

ANIMAL SHELTER DONATION FUND

BUDGET ADJUSTMENT

RESOLUTION # 62

COUNCILMAN LULL

offered the following resolution,

which was seconded by

COUNCILMAN KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

028.014100.471000 DEER FEEDING GIFT & DONATION

FROM:

\$120.

028.035100.542200 DEER FEEDING FOOD SUPPLIES

TO:

\$120.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

TOWN OF RIVERHEAD

Resolution # 63

AUTHORIZES FIRE MARSHAL TO ATTEND CLASSES

COUNCILMAN CARDINALE offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the department head of the Building Department has requested that the Town of Riverhead Fire Marshal, attend the following training at the New York State Fire Academy in Montour Falls New York;

Fire Marshals & Inspectors Seminar	October 2-4, 2001
Fire/Arson Investigations Seminar	November 7-9, 2001

WHEREAS, attendance at said workshops/seminars are an essential part of fire protection/prevention within the Town of Riverhead; and

WHEREAS, The cost of each seminar will not exceed \$200.00 per seminar (\$25.00 tuition, \$80.00 for board at the State Fire Academy. Meals and other travel costs such as tolls and gas will not exceed \$95.00 per seminar.)

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal be allowed to attend the above said training seminars, use of an official vehicle for transportation where necessary, and shall remit to the Accounting Department all pertinent receipts and documentation to be reimbursed for expenditures not to exceed the authorized limit; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

01/16/01

Adopted**TOWN OF RIVERHEAD**Resolution # 64**ACCEPTS RESIGNATION OF GLORIA INGEGNO IN THE COMMUNITY
DEVELOPMENT OFFICE**

COUNCILMAN DENSIESKI offered the following
resolution, which was seconded by COUNCILMAN LULL

WHEREAS, Gloria Ingegno has notified Andrea Lohneiss of the Community Development Office, in writing of her resignation effective January 17, 2001.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Gloria Ingegno.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gloria Ingegno, Community Development Office and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

January 16, 2001

TOWN OF RIVERHEAD

Adopted

Resolution # 65

APPOINTS 90 DAY TEMPORARY

COUNCILMAN LULL offered the following resolution,
which was seconded by COUNCILMAN KENT

WHEREAS, due to the maternity leave of the Secretary to the Supervisor; and

WHEREAS, there is a need to temporarily fill its vacancy; and

WHEREAS, the Town Supervisor has recommended Julia Bowman be appointed as a 90 day temporary secretary.

NOW, THEREFORE, BE IT RESOLVED, that Julia Bowman is appointed as a 90 day temporary secretary at the hourly rate of \$17.15 effective January 16, 2001; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Julia Bowman, the Supervisor's Office and the Office of Accounting.

THE VOTE
 Denaleski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

JANUARY 16, 2001

TOWN OF RIVERHEAD

AdoptedResolution # 66**PROMOTION TO SENIOR CITIZEN NUTRITION CENTER MANAGER**

COUNCILMAN KENT _____ offered the following
COUNCILMAN CARDINALE
 resolution, which was seconded by _____

WHEREAS, the Senior Citizen Program Director has recommended that the position of Senior Citizen Nutrition Center Manager be created, and

WHEREAS, the Suffolk County Department of Civil Service has certified an Eligible list dated 12/29/00; and

WHEREAS, it is the recommendation of the Personnel Committee that Andrea Weber be promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that Andrea Weber is hereby promoted to the position of Senior Citizen Nutrition Center Manager effective 01/22/01, Group 9 Step 3 of the Clerical & Supervisory Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Andrea Weber, the Department of Senior Services and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

January 16, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 67

APPOINTS A CONTINGENT PROVISIONAL ASSESSMENT CLERK IN THE ASSESSOR'S OFFICE

COUNCILMAN DENSIESKI offered the following

Resolution, which was seconded by COUNCILMAN LULL

WHEREAS, as Town Board Resolution #1133 dated 12/19/00 appointed a contingent provisional Assessment Clerk, and

WHEREAS, said appointed has declined to accept the appointment, and

WHEREAS, the Board of Assessors and the Town Board personnel committee have recommended a second candidate to fill the newly created vacancy; and

NOW, THEREFORE, BE IT RESOLVED, that effective January 22, 2001, the Town Board hereby appoints Cheryl Hotchkiss to the position of Contingent Provisional Assessment Clerk, Group 5, Step P of the Clerical and Supervisory Salary Schedule of the CSEA Contract; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Cheryl Hotchkiss, the Assessor's Office, and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

JANUARY 16, 2001

TOWN OF RIVERHEAD

Resolution # 68**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR A GRANTS COORDINATOR**

COUNCILMAN LULL offered the following
resolution, which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the January 25, 2001 issue of The News Review

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Accounting Office.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION TO BE AMENDED, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

ALL MEMBERS IN FAVOR OF AMENDING THE RESOLUTION.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individuals to serve in the position of Grant Coordinator. Applicants must have 3-5 years experience in grant writing and monitoring. Applications are to be submitted to the Supervisor's Office, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30am and 4:30pm. Monday through Friday. No applications will be accepted after 4:00pm on Friday, February 2, 2001. The Town of Riverhead does not discriminate on the basis of age, race, color, national origin, sex or handicapped status in the employment or provision of services.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

JANUARY 16, 2001

TOWN OF RIVERHEAD

Resolution # 69AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED AD FOR AN ACCOUNTANT

COUNCILMAN LUEL offered the following
resolution, which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Ad in the January 25, 2001 issue of The News Review

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Accounting Office.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION TO BE AMENDED, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

ALL MEMBERS IN FAVOR OF AMENDING THE RESOLUTION.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individuals to serve in the position of Accountant. Applicants must have a college degree with at least 24 credits in Accounting. Applications are to be submitted to the Supervisor's Office, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, between the hours of 8:30am and 4:30pm. Monday through Friday. No applications will be accepted after 4:00pm on Friday, February 2, 2001. The Town of Riverhead does not discriminate on the basis of age, race, color, national origin, sex or handicapped status in the employment or provision of services.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

Adopted

January 16, 2001

TOWN OF RIVERHEAD

Resolution # 70

APPROVES SPECIAL PERMIT PETITION OF ZOUMAS CONTRACTING (ANNA LAFATA) – TWO FAMILY RESIDENCE WITHIN THE AGRICULTURE A ZONING USE DISTRICT

COUNCILMAN KENT offered the following resolution which
was seconded by COUNCILMAN LULL

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition pursuant to Section 108-21 B(3) of the Town Code from Zoumas Contracting on behalf of Anna Lafata for the construction of a two family dwelling on a 2.9 acre parcel located at Herricks Lane, Jamesport, zoned Agriculture A and known by Suffolk County Tax Map No. 0600-9-2-3.4, and

WHEREAS, the Riverhead Town Board by resolution #780 of 2000 declared themselves Lead Agency, and

WHEREAS, the Riverhead Town Board did refer the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending approval of the petition subject to certain conditions, and

WHEREAS, a public hearing on this matter was held on January 2, 2001, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Board, the report of the Planning Department, the testimony held at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of Zoumas Contracting (Anna Lafata) the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Agriculture A Zoning Use District;
2. That the Agriculture A Zoning Use District provides for a two-family dwelling by special permit of the Town Board;

COUNCILMAN KENT OFFERED TO AMEND THE RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN LULL.

ALL MEMBERS IN FAVOR OF AMENDING THE RESOLUTION.

3. That the two family dwelling will be owner occupied and the apartment used by the applicant's parent;
4. That the specially permitted use will not impair the orderly development of other properties within the vicinity;
5. That the health, safety, comfort and order of the Town will not be adversely affected by the proposed land use;
6. That the proposed land use will be in harmony with and promote the general purposes and intent of the Town of Riverhead Zoning Ordinance; and

BE IT FURTHER

RESOLVED, that as the lead agency, the Riverhead Town Board hereby determines the action to be Unlisted without a significant impact upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Department be directed to publish and post those notices of non-significance as required by 6NYCRR Part 617, and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board hereby approves the special permit petition of Zoumas Contracting (Anna Lafata) subject to the following condition:

That no certificate of occupancy be issued prior to:

- a. The filing of a covenant, acceptable to the Town Attorney which restricts the subdivision of said real property until such time as the occupancy of the accessory apartment has been terminated;
- b. The filing of a covenant acceptable to the Town Attorney which restricts the occupancy of the accessory apartment to the parents of the applicant and which reverts the use of the premises to single family use at the time the applicant's parent vacates the accessory apartment;
- c. Relief by the Zoning Board of Appeals to allow less than the required 900 square feet of living area for the accessory apartment; and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to Zoumas Contracting or Anna Lafata, Building Department and Planning Department.

THE VOTE

Densleki <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Cardinale <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Lull <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Kozakiewicz <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

Adopted

1/16/01

TOWN OF RIVERHEAD

Resolution # 71

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO REPEAL AND REPLACE CHAPTER 90 ENTITLED,
"SPECIAL EVENTS" OF THE RIVERHEAD TOWN CODE**

Councilman Lull offered the following resolution, was seconded by

Councilman Cardinale :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law repealing and replacing Chapter 90 entitled, "Special Events" of the Riverhead Town Code once in the January 25, 2001 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Zoning Board of Appeals; the Riverhead Building Department; the Riverhead Police Department; Kenneth Testa, P.E.; the Code Revision Committee and the Office of the Town Attorney.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
 THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of February, 2001 at 7:30 o'clock p.m. to consider a local law to repeal and replace Chapter 90 entitled, "Special Events" to the Riverhead Town Code.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

Dated: Riverhead, New York
January 16, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Chapter 90

SPECIAL EVENTS

- § 90-1. Repealer.
- § 90-2. Definitions.
- § 90-3. Licensing.
- § 90-4. Conditions for granting permit.
- §90-5. Review of application; public hearings; approval or denial of permit.
- § 90-6. Application fees.
- § 90-7. Modification or recession of permit.
- § 90-8. Other approvals.
- § 90-9. Alcoholic beverages.
- § 90-10. Persons prohibited from attending.
- § 90-11. Prohibited conduct.
- § 90-12. Prohibited exhibitions.
- § 90-13. Hours.
- §90-14. Severability.
- § 90-15. Penalties for offenses.

GENERAL REFERENCES

Alcoholic beverages - See Ch. 46.
Sunday activities - See Ch. 93

- § 90-1. Repealer.

The Shows and Exhibitions Ordinance of the Town of Riverhead, adopted by the Town Board of the Town of Riverhead during codification; see Chapter 1, General

Provisions, Article II, and any subsequent amendments thereto, is hereby repealed. All rules and regulations of the Town of Riverhead or any agency, department or board thereof inconsistent herewith are hereby repealed as of the effective date of this chapter

§ 90-2. Definitions.

Unless otherwise expressly stated, the following terms shall, for the purposes of this chapter, have the meanings set forth below:

AMBULANCE CHIEF – The Chief of the Riverhead Volunteer Ambulance Corps.

CHIEF OF POLICE -- The Chief of Police of the Town of Riverhead.

FIRE MARSHAL--The Fire Marshal of the Town of Riverhead.

PERSON -- Any individual, firm, partnership, association, corporation, company or organization of any kind, including a charitable, religious, membership, hospital or not-for-profit corporation.

SPECIAL EVENT – Any form of entertainment, of two (2) weeks duration or less, open to the public, usually conducted outdoors, with or without an admission fee and held on a one-time or occasional basis, which may include, but not be limited to, for example, carnivals, circuses, fairs, bazaars and outdoor shows, horse shows or exhibitions, concerts, road rallies and parades. A special event shall not include any activity having less than 150 spectators.

TOWN -- The Town of Riverhead.

TOWN CLERK -- The Town Clerk of the Town of Riverhead.

§ 90-3. Licensing.

A. Written permit required.

- (1) Where more than 150 spectators are expected in total, no person shall use, allow, let or permit property to be used for a special event unless a special event permit has been issued by the Town Board of the Town of Riverhead.
- (2) Where the activity constitutes a special event as defined in § 90-2, but fewer than 150 spectators are expected, the Town Clerk may, upon written request, issue a waiver of special event permit.

B. Application to be filed at least 30 days prior to the special event. Application for such permit shall be on the form provided by the Town Clerk, addressed to the Town Board and filed with the office of the Town Clerk at least 30 days prior to the date the

special event will begin. The Town Board, in its discretion, may provide for an expedited review for an special events permit under this Chapter.

C. Information and material to be submitted with completed application. Such application shall include the following written material:

- (1) The name, age and address of the applicant; if the applicant is a corporation, the name of the corporation and the names and addresses of directors and officers of the corporation; if the applicant does not reside in Suffolk County, the name, address and phone number of any agent, who shall be a natural person and shall reside or have a place of business in the County of Suffolk and who shall be authorized to and shall agree by verified statement to accept notices or summonses issued with respect to violations of any law, ordinances, rules or regulations.
- (2) The name and address of the record owner of the subject property or properties and the nature and interest of the applicant in the property; proposed use of town or other publicly owned property; proposed dates and hours of the special event, including setup and shutdown times; expected maximum number of persons intended to use the property at one time and collectively, including organizers, employees, vendors, exhibitors and spectators; the expected number of automobiles and other vehicles intended to use the property at one time and collectively; if there are animals, the approximate number and types of animals, the number and types of vehicles used to transport and/or house the animals, the storage and provisions for disposal of all animal wastes; the purpose of the event, including the nature of the activities to be carried on and the admission fee to be charged, if any; and the name of groups, organizations, charities or individuals who shall benefit from the proceeds of the event.
- (3) A plan or drawing showing the size of the property; the zoning district in which it is located; the streets or highways abutting said property; the size and location of any existing building, buildings or structures or of any proposed building, buildings or structures or signs to be erected for the temporary event; the location of the stage or tents, if any, proposed to be erected; the designated areas of use for spectators, exhibitors, vendors, employees, and organizers; the location of all exits; the location of all fire extinguishers and other fire safety equipment; and the location of all temporary utilities to be installed for the event.
- (4) A plan or drawing showing the method to be used for the disposal of sanitary waste and sewage.
- (5) A plan or drawing showing the method to be used for the supply, storage and distribution of water.
- (6) A plan or drawing showing the layout of any parking area for automobiles and other vehicles and the means of ingress and egress to such parking area. Such parking area shall provide one parking space for every four

persons in attendance and shall be in accordance with the Fire Marshal's setback guidelines.

- (7) Provisions to dispose of any garbage, trash, rubbish or other refuse.
- (8) The name and address of the person who will be engaged in the sale or distribution of food, beverages and alcohol, along with copies of any required sanitary permits.
- (9) A plan for the use of live music, loudspeakers, horns, or other sounds which will be used, if any, and the type and location of speakers and other audio equipment.
- (10) A plan for the use of lighting, if any, and the type and location of such equipment.
- (11) The name and address of the security company, if any, which will work on the premises, and a description of the duties to be performed.
- (12) A description for fire protection and a map specifying the location of fire lanes and water supply for fire control.
- (13) A description of the facilities to be available for emergency for any person who might require immediate medical or nursing attention. The Town Board may require applicant to contract for its own medical and or ambulance services.
- (14) A description of camping or housing facilities to be available, if any, and a plan showing the intended number and location of them.

§ 90-4. Conditions for granting permit.

A. Prior to the issuance of a permit, the permittee shall furnish the town with written authorization to permit the town or its lawful agents to enter the subject property for the purpose of conducting an initial site inspection and a pre-event inspection for the protection of health, safety and welfare of citizens of the Town of Riverhead.

B. The applicant shall file with the Town Board before obtaining such license a certificate of public liability insurance covering the applicant and the Town of Riverhead for personal injuries to any one (1) person in a minimum sum of five hundred thousand dollars (\$500,000.), and one million dollars (\$1,000,000.) for more than one (1) person, and property damage in the sum of five hundred thousand dollars (\$500,000.) for any one (1) or more persons, which policy shall name the town as an additional insured and shall be noncancellable without prior written notice to the town. Said insurance policy shall be approved as to form and sufficiency by the Town Attorney.

C. Where the expected maximum number of persons shall exceed 1,000 persons at any time during a special event, or where the duration of the special event will impact the health, safety and welfare, as a condition of the granting of the permit, the Town Board may require the permittee to reimburse the town for costs of police and ambulance protection as may be deemed necessary by the Town Board to adequately and safely control and protect the persons attending the event, the event area and traffic in and around the area of the event. In no event will the Town be obligated to provide ambulance protection. Costs for such police and ambulance protection shall include those

over and above routine staffing, including for overtime and for the hiring of special police officers and or emergency medical services personnel. The amount shall be provided to the applicant and the Town Board by written report from the Chief of Police and the Ambulance Chief prior to the issuance of the permit.

D. The Town Board may require applicant to provide a letter of credit, bond or other suitable security instrument to secure compliance with conditions in the permit and to insure adequate clean up of the property after the event. The Board shall set the amount by resolution, and no permit shall be issued until the security has been provided to the Town Clerk. If the applicant fails to honor the permit conditions or does not clear the property of debris, the town may, upon written notice, use such portion of the security as is required to remedy the situation.

E. The town may issue a permit upon such other reasonable conditions necessary to ensure compliance with this law and for the general protection of the health, safety and welfare of the persons and property in the town.

§90-5. Review of application; public hearings; approval or denial of permit.

A. All applications for a permit shall be reviewed by the Town Board, the Chief of Police and the Fire Marshal. The Chief of Police and the Fire Marshal shall submit a written report to the Town Board, and such additional reports as may be requested by the Board. The Fire Marshal shall obtain such further reports from local public safety organizations, including ambulance and fire districts, as (s)he deems appropriate. The Chief of Police shall also provide a written estimate of additional police services that shall be necessary to adequately protect the public during the event. The Town Board may also request an advisory report from the Planning Board and from any other advisory board whose expertise and evaluation may be appropriate.

B. The Town Board may, in its discretion, require a public hearing on any application. In making a determination on whether to do so, the Board shall consider the size and type of event, duration and potential impacts on the environment, including the surrounding community and the town as a whole, including but not limited to noise, traffic, aesthetics and character of the area. If the Board determines that it should hold a public hearing, the Board shall fix a time and place for a public hearing and shall provide for the giving of notice at least 10 days prior to the date of the hearing as follows:

- (1) By publishing a notice in the official newspaper.
- (2) By requiring the applicant to erect a white and black lettering sign or signs measuring not less than two feet long and one foot wide, which shall be prominently displayed on the premises facing each public street on which the property abuts, giving notice that an application for a special permit is pending and the date, time and place where the public hearing will be held. The sign shall not be set back more than 10 feet from the street line and shall not be less than two feet nor more than six feet above the grade at the street line. The sign shall be made of durable material and shall be

furnished by the Town Clerk. It shall be displayed for a period of not less than 10 days immediately preceding the public hearing date. No additional posting shall be required for any adjournment date. The applicant shall file an affidavit that he has complied with the provisions of this section.

- (3) If the land involved in an application is within 500 feet of the boundary of any other municipality, notice of the public hearing shall also be mailed to the Municipal Clerk of such other municipality.

C. In determining whether to approve or deny an application, the Town Board shall consider the information provided at the public hearing and such other information as may be available, including but not limited to:

- (1) Impact of the event on the safe and orderly movement of traffic within and contiguous to the event.
- (2) Need for the town to police such event, and whether the numbers of police officers assigned to properly police such event will prevent the town from providing adequate police protection to the remainder of the town.
- (3) Impact of the event on fire and police protection and ambulance service to the areas contiguous to the event and to the town in general.
- (4) Impact of the event on the movement of fire-fighting equipment or ambulance service to the town or to areas contiguous to the event.
- (5) Impact of the event on the general health, safety and welfare of the town.
- (6) Verification that there are no outstanding violations on the property at which the event will be held or any outstanding or unsatisfied conditions of a town agency approval, including but not limited to the Planning Board or the Zoning Board of Appeals.
- (7) Verification that the information contained in the application is not found to be false or nonexistent in any material detail.
- (8) Verification that the grant of the permit would not violate any existing covenants on the property.

D. If permission to hold a special event is granted the permit may set forth the maximum number of persons permitted to attend the event. The Board, in determining the maximum limit, shall take into consideration the capacity of the site, the facilities to be available and the availability of public highway and other means of transportation to and from the site.

E. A special event permit is not transferable and shall expire at the close of the event for which it is issued.

§ 90-6. Application fees.

A. The application for a permit shall be accompanied by an application fee. The application fees for events shall be one hundred dollars (\$100.00) unless waived at the discretion of the Town Board. Application fees shall be deposited into a designated fund

earmarked for the Town of Riverhead Youth Court, and shall be used solely for those purposes.

§ 90-7. Modification or recession of permit.

If, after a permit is issued, the Town Board determines that any of the representations and/or statements contained in the application or any of the conditions of the permit have not been complied with, the Town Board may serve the permittee's agent, for service of process as appointed pursuant to § 90-3 hereof, a five-day notice of public hearing specifying the manner in which the permittee has not complied with the terms of its permit, and, at which hearing, the Town Board may for good cause modify or rescind such permit, absolutely or upon conditions.

§ 90-8. Other approvals.

A. The provisions of this chapter are not exclusive, and applicant remains subject to all other applicable governmental permits and approvals as may be required, including but not limited to, approvals/permits from the Suffolk County Department of Health, the New York State Department of Health and approvals/permits for tents, fireworks and any further permit(s) as may be required for animal shows, carnivals, circuses and similar events.

§ 90-9. Alcoholic beverages.

The applicant remains subject to the provisions of Chapter 46 of the Code of the Town of Riverhead, except upon waiver granted by the Town Board.

§ 90-10. Persons prohibited from attending.

It shall be unlawful for the owner, proprietor, manager or person in charge of any place licensed under the provisions of this chapter, or for any employee of said place, to harbor, admit, receive or permit to be or remain in and about any such place any lewd or dissolute person, any drunken or boisterous person, any person under the influence of intoxicating liquor or any person whose conduct tends in any way to corrupt the public morals.

§ 90-11. Prohibited conduct.

It shall be unlawful for any person to conduct himself in a boisterous manner or to use any profane, obscene or indecent language in or about any place licensed under the provisions of this chapter.

§ 90-12. Prohibited exhibitions.

It shall be unlawful to give or permit the giving of any entertainment or exhibition of a lewd, suggestive, vulgar or immoral type or to use therein any indecent or obscene language or to behave in any manner tending to corrupt the public morals.

§ 90-13. Hours.

A. No exhibition, performance for hire, carnival, carrousel, bazaar, open-air show or place of amusement shall be open to any child under the age of eighteen (18) years after 9:00 p.m. on any day until 9:00 a.m. of the succeeding day unless accompanied by his parents or a person over twenty-one (21) years of age.

B. No exhibition, performance for hire, carnival, circus, carrousel, bazaar, open-air show or place of amusement shall be open any day between the hours of 12:01 a.m. and 9:00 a.m. of the succeeding day.

§90-14. Severability.

In any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair, or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional or invalid parts therein.

§ 90-15. Penalties for offenses.

A violation of any of the provisions of this chapter shall, upon conviction thereof, be punishable by a fine not to exceed two hundred and fifty dollars (\$250.) for each offense or by imprisonment for a period not exceeding six (6) months, or by both such fine and imprisonment.

1/16/01

TOWN OF RIVERHEAD

AdoptedResolution # 72

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO CONSIDER THE ADDITION OF A NEW CHAPTER 94 ENTITLED,
"TOBACCO ADVERTISING" TO THE RIVERHEAD TOWN CODE**

Councilman Densieski offered the following resolution, was seconded by

Councilman kent :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law adding a new Chapter 94 entitled, "Tobacco Advertising" to the Riverhead Town Code once in the January 25, 2001 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Zoning Board of Appeals; the Riverhead Building Department; the Riverhead Police Department; the Code Revision Committee and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lult	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of February, 2001 at 7:25 o'clock p.m. to consider a local law to add a new Chapter 94 entitled, "Tobacco Advertising" to the Riverhead Town Code.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

Dated: Riverhead, New York
January 16, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Chapter 94

TOBACCO ADVERTISING

- §94-1. Legislative Intent and Findings.**
- §94-2. Definitions and work usage.**
- §94-3. Restrictions.**
- §94-4. Exceptions.**
- §94-5. Compliance.**
- §94-6. Injunctions.**
- §94-7. Severability.**
- §94-8. Effective Date.**
- §94-9. Penalties for offenses.**
- §94-1. Legislative Intent and Findings.**

The Town Board and the staff of the Town of Riverhead reviewed land use studies of the location of tobacco advertising in proximity to schools, parks and child day care centers. In addition, the Town has examined the actions and codes of other municipalities including the City of New York, the City of Long Beach, the Town of Huntington and the Town of Southold. The Town Board of the Town of Riverhead finds that restricting the exposure of minors to advertising regarding tobacco and tobacco products is constitutional when achieved through reasonable targeted limitations on such advertising in the vicinity of schools and other locations where it is well established that children tend to congregate. It is the intentions of the Town Board to enhance and augment compliance with and enforcement of federal, state local laws prohibiting the sale or distribution of tobacco products to minors, and to protect such minors against such illegal sales.

The Center for Disease Control and Prevention has reported that while the rate of adult smoking of tobacco products has decreased nationwide by fifty percent (50%) between 1971 and 1993, the rate of smoking among all high school students has increased by twenty-six percent (26%) during the years 1991 and 1996, and now stands at the highest rate since 1981. It is further noted that this dramatic increase

has occurred contrary to and at variance with the laws of all fifty states prohibiting sale and distribution of tobacco products to minors, and the pledge of all tobacco product manufacturers to adhere to a voluntary industry code prohibiting advertising of such products in a manner appealing to minors.

In 1991, a study of the Journal of the American Medical Association concluded that, "...cigarette advertising encourages youth to smoke and should be banned." In 1994, a report of the National Institute of Medicine stated that, "...the substantial convergent evidence that advertising and promotion, increase tobacco use by youth is impressive and ...provided a strong basis for legal regulation." In 1995, a report of the Federal Center for Disease Control and Prevention found that, "...cigarette marketing practices appeared to be the most likely account for [the] increase in teen smoking initiation rates." In 1997, Liggett & Myers, Inc., a cigarette manufacturer, made the following acknowledgement in executing a settlement agreement with the Attorney Generals of 17 states, including the State of New York, "...Liggett acknowledges that the tobacco industry markets to 'youth', which means those under 18 years of age..." Based upon the preponderance of the evidence that tobacco products are advertised and promoted to minors, and that the rate of use of tobacco products by minors has drastically increased contrary to legislation prohibiting the sale or distribution of such products to minors, the Town Board of the Town of Riverhead hereby finds and declares it to be in the best interests of minors residing and/or otherwise present within the Town to enact affirmative, reasonable and constitutionally permissible restrictions on the advertising of tobacco products. By enacting this legislation, it is the intent of the Town Board to promote compliance with an enforcement of federal, state and local laws prohibiting sale or distribution of tobacco products to minors, and therefore, in deference to the protections afforded by the First Amendment to the Constitution of the United States, this legislation has been narrowly drafted to place reasonable time, place and manner restrictions on such advertising in those locations where it is well established that minor tend to congregate, while not imposing restrictions on such advertising clearly directed to adults.

§94-2. Definitions and work usage.

A. Definitions. For the purposes of this section, the following terms shall have the meanings indicated herein, unless specifically indicated otherwise:

CHILD CARE CENTER -Includes the following:

(1) Any child care arrangement, public, private or parochial child care center, school-age child care program, day nursery school, kindergarten, play school or other similar school or service operating pursuant to authorization, license or permit of New York State;

(2) Any facility that provides child care services as defined in §410-p of the New York State Social Services Law;

(3) Any child day care center as defined in §390 of the New York State Social Services Law. Said definition shall apply whether or not care is given for compensation, but shall not include child day care centers located in private dwellings and multiple dwelling units.

CIGARETTE -Includes the following:

(1) Any roll of tobacco wrapped in paper or any other substance not containing tobacco;

(2) Any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, the type of tobacco contained therein, or its packaging and labeling is offered for use or purchase as cigarette as described in subdivision (1) herein.

DWELLING -Includes the following:

(1) Multiple Dwelling - Any building or group of buildings designed for or occupied exclusively by three or more families living independently of each other;

(2) Multiple Dwelling Unit - Any separated, independent unit of residential accommodation in a multiple dwelling;

(3) Private Dwelling - Any building or structure or portion thereof that may lawfully be occupied for residential purposes by not more than two families, including the grounds of such building or structure.

PARK- Includes active and passive public lands designated for park purposes by the Town of Riverhead, County of Suffolk, State of New York, United States of America or any other subdivision of government.

PERSON - Any natural person, partnership, co- partnership, firm, company, corporation, limited liability corporation, association, joint stock association or other legal entity.

SCHOOL -Includes buildings, structures, premises or places, together with the grounds thereof, which are used primarily for public or private educational facilities at or below the twelfth grade level, as recognized and defined by the New York State Department of Education, including but not limited to preschool;

kindergartens; nursery, elementary, primary, intermediate, junior high, middle, secondary, high, vocational and special.

TOBACCO- Includes the following:

- (1) Cigarette Tobacco - Includes loose tobacco intended for use in what is commonly advertised as a cigarette;
- (2) Smokeless Tobacco - Includes any cut, ground, powdered, or leaf tobacco that is intended to be placed in a person's mouth;
- (3) Tobacco Product - Includes a cigarette, smokeless tobacco or cigarette tobacco.

TOBACCO PRODUCT ADVERTISEMENT - Includes any written word, picture, logo, symbol, motto, selling message, poster, placard, sign, photograph, device, graphic display or visual image of any kind, recognizable color or pattern of colors, or any others indicia of product identification identical or similar to, or identifiable with, those used for any brand of tobacco product, or any combination thereof, the purpose or effect of which is to promote the use, sale or distribution of a tobacco product through such means as, but not limited to, the identification of a brand of tobacco product, a trademark of a tobacco product or a trade name associated exclusively with a tobacco product.

B. Word Usage. Words used in the singular in this section shall include the plural and vice versa. The word shall is always mandatory.

§94-3. Restrictions.

It shall be unlawful for any person to place, cause to be placed, maintain or cause to be maintained, a tobacco product advertisement in the following manner:

A. In any outdoor area within one thousand feet (1000'), in any direction, or any child day care center, park or school.

B. In the interior or a building or structure which is within one thousand feet (1,000'), in any direction, of any child day care center, park or school when such advertisement is within five feet (5') of any exterior window or any door which is used for entry or egress to the building or structure by the public; except that such advertisements may be placed or maintained in the interior of any such premises where it is parallel to said windows or entry ways and face inward, or affixed to a wall panel or similar fixture that is perpendicular to said windows or entry ways.

§94-4. Exceptions.

A. Nothing in this section shall prevent a tobacco product manufacturer, distributor or retailer from placing, causing to be placed, maintaining or causing to be maintained, its corporate or other business name on such a building or structure, in any location, where such building or structure or a portion thereof is owned, operated or leased by them as their principal place of business: provided, however, that said corporate or other business name is properly registered or filed in the United States and/or they are duly authorized to do business in any state, and said corporate or business name does not include any tobacco product advertisement as defined in this section.

B. Nothing contained in this sub-section shall be construed to authorize the placement of any sign, advertising device or tobacco product advertisement in any location where such placement is otherwise prohibited by the Code of the Town of Riverhead or other applicable law.

§94-5. Compliance.

The owner, operator and/or lessee of any location or premises where tobacco product advertisement is prohibited or restricted pursuant to the requirements of this section shall have thirty (30) days from the effective date of this local law to remove any non-compliant tobacco product advertisements.

§94-6. Injunctions.

In addition to any other remedy provided by law, the Town may bring an injunction proceeding to enforce this article.

§94-7. Severability.

In any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair, or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional or invalid parts therein.

§94-8. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

§94-9. Penalties for offenses.

A violation of any of the provisions of this chapter shall, upon conviction thereof, be punishable by a fine not to exceed two hundred and fifty dollars (\$250.) for each offense or by imprisonment for a period not exceeding six (6) months, or by both such fine and imprisonment.

January 16, 2001

Adopted

TOWN OF RIVERHEAD

RESOLUTION# 73

AUTHORIZATION TO PUBLISH BID FOR WATER SERVICE MATERIALS

COUNCILMAN DENSIESKI offered the following resolution which was seconded by **COUNCILMAN CARDINALE**

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **WATER SERVICE MATERIALS** for use by the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **January 25, 2001** issue of the News Review.

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Purchasing Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **WATER SERVICE MATERIALS** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:10 a.m.** on **February 5, 2001.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR WATER SERVICE MATERIALS.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

January 16, 2001

Adopted**TOWN OF RIVERHEAD****RESOLUTION# 74****AUTHORIZATION TO PUBLISH BID FOR PROPANE**

COUNCILMAN CARDINALE offered the following resolution which was
 seconded by ~~COUNCILMAN LULL~~.

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **PROPANE** for use by the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **January 25, 2001** issue of the News Review.

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Purchasing Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **PROPANE** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:05 a.m. on February 5, 2001.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR PROPANE.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

January 16, 2001

AdoptedTOWN OF RIVERHEADRESOLUTION# 75AUTHORIZATION TO PUBLISH BID FOR DIESEL FUEL

COUNCILMAN LULL offered the following resolution which was
seconded by COUNCILMAN CARDINALE

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **DIESEL FUEL** for use by the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **January 25, 2001** issue of the News Review.

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Purchasing Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **DIESEL FUEL** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on February 5, 2001.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR DIESEL FUEL.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

TOWN OF RIVERHEAD

AdoptedRESOLUTION # 76

AWARDS BID FOR IRON PIER RECONSTRUCTION AND IMPROVEMENTS

Adopted: January 16, 2001

COUNCILMAN DENSIESKI offered the following resolution which wasseconded by COUNCILMAN KENT.

WHEREAS, the Town Clerk was authorized to post and publish a Notice to Bidders for the reconstruction and improvements at Iron Pier; and

WHEREAS, eighteen (18) bids were received, 8 for General Construction, 2 for Plumbing Work and 8 for Electrical Work. These bids were opened and read aloud on the 21st day of November, 2000 in the Office of the Town Clerk; and

NOW, THEREFORE, BE IT RESOLVED, that the bids for Iron Pier Reconstruction and Improvements be and are hereby awarded as follows:

General Construction, Contract No. 19943127-A, be and is hereby awarded to Atlantic Coast Dock Building in the amount of One Million Seven Hundred Sixty Four Thousand Two Hundred Thirty Four & 80/100 (\$1,764,234.80); and

Plumbing Construction, Contract No. 19943127-B, be and is hereby awarded to Carter-Melence, Inc. in the amount of Forty Seven Thousand, Two Hundred Sixty & 00/100; and

Electrical Construction, Contract No. 19943127-C, be and is hereby awarded to Nu-Star Electric & Controls, Inc. in the amount of Sixty Nine Thousand Eight Hundred Ninety & 00/100 (\$69,890.00); and

BE IT FURTHER RESOLVED, that any and all bids bonds received in connection with this project be returned; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Atlantic Coast Dock Building, 72 Tahlulah Lane, West Islip, NY 11795, Carter-Melence, Inc., P. O. Box 907, Sound Beach, NY 11789, Nu-Star Electric & Controls, Inc. 262 Middle Island Road, Medford, NY 11763, Greg Kelsey, Sidney B. Bowne & Son, P. O. Box 109, Mineola, NY 11501, Dawn Thomas, Ken Testa, P.E., and the Office of the Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Kull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

AdoptedRESOLUTION # 77**AWARDS BID FOR HIGHWAY MAINTENANCE FACILITY ROOF REPLACEMENT**

Adopted: January 16, 2001

COUNCILMAN KENT

offered the following resolution, which was

seconded by COUNCILMAN DENSIESKI.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Highway Maintenance Facility Roof Replacement; and

WHEREAS, 2 bids were received, opened and read aloud on the 10th day of April, 2000 in the office of the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Highway Maintenance Roof Replacement be and is hereby awarded to More Contracting & Consulting, Inc. in the amount of \$104,450.00 plus Alternate #1, 2, 3 as directed by the Town Engineer based on need determined by the Town Engineer.

Alternate #1 - Replace damaged steel deck for approximately 200 square feet at \$7.50 per square foot equaling \$1,500; and

Alternate #2 - To replace existing roof drain with 4" cast iron drain for approximately eight (8) at \$500 per drain for approximately \$4,000; and

Alternate #3 - To install 4" cast iron drain pipe at approximately 100' at \$25/linear foot for approximately \$2,500; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to return any and all bid bonds received in connection the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to More Contracting & Consulting, Inc., Mark Kwasna, Ken Testa, P.E. and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lilli	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

AdoptedRESOLUTION # 78**AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER No. 2
FOR CLIFF ROAD WEST DRAINAGE IMPROVEMENT PROJECT**

Adopted: January 16, 2001

COUNCILMAN LULL offered the following resolution which wasseconded by COUNCILMAN DENSIESKI.

WHEREAS, on June 20, 2000, the Riverhead Town Board adopted Resolution No. 586 entitled, "Awards Bid for Cliff Road West Drainage Improvement Project: and

WHEREAS, the bid was awarded to Bove Industries, Inc. in the amount of \$147,784.00; and

WHEREAS, the Town Engineer has determined that further modifications to curbing, concrete apron and asphalt are necessary to improve overall drainage and recommends that the additional work be approved in the amount of Four Thousand One Hundred Fifty Three & 50/100 (\$4,153.50).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute Change Order No. 2 for concrete and asphalt work as outlined in the December 26, 2000 proposal from Bove Industries, Inc. in the amount of \$4,153.50; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Bove Industries, Inc., 16 Hulse Road, East Setauket, NY 11733, Ken Testa, P.E. and the Office of Accounting.

THE VOTEDensieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ NoKent ☒ Yes ☐ No Lull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ NoTHE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

AdoptedRESOLUTION # 79

**AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER No. 1
FOR ADVANCED WASTEWATER TREATMENT FACILITY UPGRADE AND
IMPROVEMENTS ELECTRICAL CONSTRUCTION**

Adopted: January 16, 2001

COUNCILMAN DENSLESKI

offered the following resolution which was

seconded by COUNCILMAN KENT.

WHEREAS, the Riverhead Town Board adopted Resolution No. 617, entitled "Awards Bid for Advanced Wastewater Treatment Facility Upgrade and Improvements"; and

WHEREAS, the bid was awarded to Welsbach Electrical Corporation for electrical construction in the amount of One Million Four Hundred Eighty Six Thousand & 00/100; and

WHEREAS, our consulting engineer, H2M Group, the Sewer Superintendent and the Town Engineer have determined that the variable speed drives on the sludge pumps will more effectively and efficiently operate the plant and minimize any potential clogging of a partially closed valve; and

WHEREAS, Welsbach Electrical Corporation has proposed the variable speed drive additions to cost a lump sum amount of \$13,959.48.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute Change Order No. 1 to Welsbach Electrical Corporation in the amount of Thirteen Thousand Nine Hundred Fifty Nine & 48/100 (\$13,959.48); and

WHEREAS, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Welsbach Electrical Corporation, 300 Newtown Road, Plainview, NY 11803, Frank Russo, P.E., H2M Group, 575 Broad Hollow Road, Melville, NY 11747-5076, Ken Testa, P.E. and the Office of Accounting.

THE VOTE

Densleski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No

Kent ☒ Yes ☐ No Koll ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

January 16th, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 80**APPROVES SITE PLAN OF AUTOZONE, INC.****COUNCILMAN CARDINALE** offered the following resolution,which was seconded by **COUNCILMAN KENT** :

WHEREAS, a site plan and elevations were submitted by Peter S. Danowski, Jr., Esq., for AutoZone, Inc., located at Old Country Road, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-122-1-22.1; and

WHEREAS, the Planning Department has reviewed the site plan dated January 4th, 2001, as prepared by Bohler Engineering, P.C., and elevations dated January 4th, 2001, as prepared by Bohler Engineering, P.C., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 1214 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, That in the matter of the site plan application of Peter S. Danowski, Jr., Esq., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted Pursuant to 6NYCRR Part 617.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by Peter S. Danowski, Jr., Esq., for AutoZone, Inc., located at Old Country Road, Riverhead, New York, New York, site plan dated January 4th, 2001, as prepared by Bohler Engineering, P.C., and

THE VOTE
 Densleski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT

elevations dated January 4th, 2001, as prepared by Bohler Engineering, P.C., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Mandel Family Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at Old Country Road, Riverhead, New York, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, PO Box 779, Riverhead, New York 11901 the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2000, made by Mandel Family Corp., residing at P.O. Box 16394, Beverly Hills, CA 90209-2394, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Mandel Family Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at Old Country Road, Riverhead, New York, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

Mandel Family Corp.

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the ____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

1/16/01

Adopted

TOWN OF RIVERHEAD

Resolution # 81

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE OF
PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN
AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD
TOWN CODE**

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILMAN LULL:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the January 25, 2001 issue of **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Riverhead Police Department and the Office of the Town Attorney.

THE VOTEDensieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ NoKent ☒ Yes ☐ No Lull ☒ Yes ☐ NoKozakewicz ☒ Yes ☐ NoTHE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of February, 2001 at 7:10 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§101-8. Weight limits.

No person shall operate a motor vehicle of a total weight of greater than 10,000 pounds upon the following designated town highways or part thereof, except local deliveries.

Street	Location
<u>Fanning Street</u>	<u>From the intersection of Mill Road in an easterly direction to the intersection of JT Boulevard</u>
<u>Hinda Boulevard</u>	<u>From the intersection of Mill Road in an easterly direction to the intersection of Industrial Boulevard</u>
<u>Industrial Boulevard</u>	<u>From the intersection of Mill Road in an east southerly direction to the intersection of JT Boulevard</u>
<u>JT Boulevard</u>	<u>From the intersection of Pulaski Street in a southerly direction to the intersection of Fanning Street continuing in a westerly direction to the intersection of Mill Road</u>

Dated: Riverhead, New York
January 16, 2001

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

Adopted

January 16, 2001

TOWN OF RIVERHEADResolution # 82**APPROVES SPECIAL PERMIT PETITION OF MICHAEL DAVIS –
RECREATIONAL USE WITHIN THE INDUSTRIAL A ZONING USE
DISTRICT**COUNCILMAN LULL

offered the following resolution which

was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Michael Davis to allow the construction of a mini-golf facility upon real property located at New York State Route 25, Riverhead; such real property more particularly described as Suffolk County Tax Map No. 0600-118-03-3-, and

WHEREAS, the Riverhead Town Board by resolution No. 394 of 2000 did declare themselves to be the lead Agency and did refer the matter to the Riverhead Planning Board for its report and recommendation; such Planning board recommending approval of the petition with conditions, and

WHEREAS, the petition was referred to the Suffolk County Planning Commission for its recommendation, such Planning Commission determining the petition to be a matter of local determination, and

WHEREAS, a public hearing was held on the petition as required by the Riverhead Town Code, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary made at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of Michael Davis, the Riverhead Town Board hereby makes the following findings:

1. That the site is particularly suitable for the location of such use due to its proximity to destination commercial developments along Suffolk County Route 58 and new York State Route 25;
2. That the real property is adequate and sufficient for the proposed use;

3. That access facilities will be adequate for the estimated motor vehicle traffic to be generated from public streets;
4. That adequate buffer yards and screening have been provided in order to protect adjacent properties;
5. That existing municipal services and facilities are adequate to meet the demands or the proposed use; and

BE IT FURTHER

RESOLVED, that as the lead agency, the Riverhead Town Board hereby determines the action to be Unlisted without a significant impact upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Department be directed to publish and post those notices of non-significance as required by 6NYCRR Part 617, and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby approves the special permit application of Michael Davis to allow the construction of a recreational use within the Industrial A Zoning Use District subject to the following conditions:

1. That no site plan approval should be issued until the applicant submits a site lighting plan which ensures that such lighting does not impact upon neighboring properties and roadways;
2. That no site plan approval should be issued without those driveway apron improvements as recommended by Dunn Engineering Associations, P.C. in the report of Mr. Ron Hill dated October 17, 2000, and

BE IT FURTHER

RESOLVED, that a copies of this resolution be forwarded to the Town Attorney, Building Department, Planning Department and Michael Davis or his agent.

THE VOTE

Deneski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lill	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

RESOLUTION # 83 ABSTRACT #1-01 JANUARY 4, 2001 (TBM 1/16/01)				
Councilman Councilman		offered the following Resolution which was seconded by		
FUND NAME		CD-12/29/00	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 500,000.00	\$ 169,340.70	\$ 669,340.70
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ 14,000.00	\$ -	\$ 14,000.00
POLICE ATHLETIC LEAGUE	004	\$ 7,500.00	\$ -	\$ 7,500.00
TEEN CENTER	005	\$ 5,500.00	\$ -	\$ 5,500.00
RECREATION PROGRAM	006	\$ 30,000.00	\$ 743.51	\$ 30,743.51
SR NUTRITION SITE COUNCIL	007	\$ 1,500.00	\$ -	\$ 1,500.00
D.A.R.E. PROGRAM FUND	008	\$ 2,000.00	\$ -	\$ 2,000.00
CHILD CARE CENTER BUILDING FUND	009	\$ 25,000.00	\$ -	\$ 25,000.00
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 19.99	\$ 19.99
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 175,000.00	\$ 29,090.10	\$ 204,090.10
WATER	112	\$ 125,000.00	\$ 16,515.94	\$ 141,515.94
REPAIR & MAINTENANCE	113	\$ 300,000.00	\$ -	\$ 300,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 350,000.00	\$ 7,274.40	\$ 357,274.40
REFUSE & GARBAGE COLLECTION	115	\$ 10,000.00	\$ 6,454.94	\$ 16,454.94
STREET LIGHTING	116	\$ 70,000.00	\$ 2,670.88	\$ 72,670.88
PUBLIC PARKING	117	\$ 45,000.00	\$ 1,766.19	\$ 46,766.19
BUSINESS IMPROVEMENT DISTRICT	118	\$ 50,000.00	\$ 14,021.68	\$ 64,021.68
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 120,000.00	\$ 265.84	\$ 120,265.84
CALVERTON SEWER DISTRICT	124	\$ 100,000.00	\$ -	\$ 100,000.00
WORKER'S COMPENSATION FUND	173	\$ 400,000.00	\$ -	\$ 400,000.00
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 1,125,000.00	\$ -	\$ 1,125,000.00
UNEMPLOYMENT INSURANCE FUND	176	\$ 1,500.00	\$ -	\$ 1,500.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 2,046.11	\$ 2,046.11
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 3,000.00	\$ -	\$ 3,000.00
SEWER DISTRICT DEBT	382	\$ 1,000.00	\$ -	\$ 1,000.00
WATER DEBT	383	\$ 240,000.00	\$ -	\$ 240,000.00
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ 50,000.00	\$ -	\$ 50,000.00
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 18,459.77	\$ 18,459.77
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ 300,000.00	\$ -	\$ 300,000.00
YOUTH SERVICES	452	\$ -	\$ 726.74	\$ 726.74
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 225,000.00	\$ -	\$ 225,000.00
MUNICIPAL GARAGE	626	\$ 35,000.00	\$ 4,803.55	\$ 39,803.55
TRUST & AGENCY	*735*	\$ -	\$ 10,000,566.82	\$ 10,000,566.82
SPECIAL TRUST	736	\$ 655,000.00	\$ -	\$ 655,000.00
COMMUNITY PRESERVATION FUND	737	\$ 425,000.00	\$ -	\$ 425,000.00
CDA-CALVERTON	914	\$ -	\$ 3,183.51	\$ 3,183.51
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 5,000.00	\$ 3,422.47	\$ 8,422.47
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 5,396,000.00	\$ 10,281,373.14	\$ 15,677,373.14

**FUND 735 INCLUDES 2000-2001 SCHOOL/TOWN TAXES OF \$9,980,000

THE VOTE
 Densieski Yes ___ No ___ Cardinals Yes ___ No ___
 Kant Yes ___ No ___ Lull Yes ___ No ___
 Kozakiewicz Yes ___ No ___
 THE RESOLUTION WAS ___ WAS NOT ___
 THEREUPON DULY ADOPTED

RESOLUTION # 83 ABSTRACT #2-01 JANUARY 11, 2001 (TBM 1/16/01)				
Councilman		offered the following Resolution which was seconded by		
Councilman				
FUND NAME		1/10/01 CHECKRUN	1/11/01 CHECKRUN	GRAND TOTALS
GENERAL TOWN	001	\$ 71,635.57	\$ 423,677.23	\$ 495,312.80
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ 676.15	\$ 1,956.20	\$ 2,632.35
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ 29.16	\$ 48.96	\$ 78.12
CHILD CARE CENTER BUILDING FUND	009	\$ 6,193.10	\$ -	\$ 6,193.10
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ 749.16	\$ 957.79	\$ 1,706.95
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ 1,430.00	\$ 439.26	\$ 1,869.26
HIGHWAY	111	\$ 12,204.51	\$ 51,729.49	\$ 63,934.00
WATER	112	\$ 32,509.62	\$ 30,777.95	\$ 63,287.57
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ 4,412.46	\$ 21,892.99	\$ 26,305.45
REFUSE & GARBAGE COLLECTION	115	\$ 65,000.00	\$ 4,264.94	\$ 69,264.94
STREET LIGHTING	116	\$ 43,828.33	\$ 6,090.29	\$ 49,918.62
PUBLIC PARKING	117	\$ 5,716.12	\$ 2,560.65	\$ 8,276.77
BUSINESS IMPROVEMENT DISTRICT	118	\$ 1,466.65	\$ -	\$ 1,466.65
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 2,708.98	\$ 128.93	\$ 2,837.91
CALVERTON SEWER DISTRICT	124	\$ 2,256.85	\$ -	\$ 2,256.85
WORKER'S COMPENSATION FUND	173	\$ 9,966.83	\$ 40.00	\$ 10,006.83
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 6,191.90	\$ 1,800.00	\$ 7,991.90
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ 12,751.80	\$ 12,751.80
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ -	\$ -
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ 2,042.50	\$ -	\$ 2,042.50
GENERAL FUND DEBT SERVICE	384	\$ 25,680.00	\$ -	\$ 25,680.00
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 233,589.01	\$ 157,111.50	\$ 390,700.51
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,761.23	\$ 1,761.23
SENIORS HELPING SENIORS	453	\$ 511.47	\$ -	\$ 511.47
EISEP	454	\$ -	\$ 1,014.20	\$ 1,014.20
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 5,554.01	\$ 3,641.75	\$ 9,195.76
MUNICIPAL GARAGE	626	\$ 5,631.11	\$ 12,621.63	\$ 18,252.74
TRUST & AGENCY	*735*	\$ 152,443.58	\$ 9,967,596.65	\$ 10,120,040.23
SPECIAL TRUST	736	\$ 50,000.00	\$ -	\$ 50,000.00
COMMUNITY PRESERVATION FUND	737	\$ 112,200.00	\$ -	\$ 112,200.00
CDA-CALVERTON	914	\$ 133,534.30	\$ 2,246.28	\$ 135,780.58
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ 407.07	\$ 10,501.14	\$ 10,908.21
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 988,568.44	\$ 10,715,610.86	\$ 11,704,179.30
**FUND 735 INCLUDES 2000-2001 SCHOOL/TOWN TAXES OF \$9,540,000				

Adopted

1/16/01

TOWN OF RIVERHEAD

Resolution # 84

**AUTHORIZES THE TOWN ATTORNEY TO SUGGEST ALTERNATE SITES IN
CONNECTION WITH INDIVIDUALIZED RESIDENTIAL ALTERNATIVE FOR THE
DEVELOPMENTALLY DISABLED (GROUP HOME LIVING)**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL With Proposed Amendment by the Town Attorney.

WHEREAS, Aid to the Developmentally Disabled, Inc. (ADD) has submitted a letter of notification and intent to establish and operate an Individualized Residential Alternative at 1476 Roanoke Avenue, Riverhead, New York; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed the letter of notification and intent to establish and operate an Individualized Residential Alternative at 1476 Roanoke Avenue, Riverhead, New York, submitted by ADD; and

WHEREAS, the Town Board of the Town of Riverhead held a public hearing on the 2nd day of January 2001 at 7:10 o'clock PM to consider the establishment and operation of an Individualized Residential Alternative at 1476 Roanoke Avenue, Riverhead, New York; and

WHEREAS, as provided in Section 41.34 (c)(1)(B) of the Mental Hygiene Law, the Town shall have forty days after the receipt of the letter of notification and intent to suggest one or more suitable sites within the Town of Riverhead which could accommodate an Individualized Residential Alternative.

NOW THEREFORE BE IT RESOLVED, based on the information provided by ADD, the Town Board hereby suggests the following alternative locations:

<i>District</i>	<i>Section</i>	<i>Block</i>	<i>Lot</i>	
0600	081	01	015	(pending subdivision)
0600	084	01	2.73	
0600	084	01	2.72	

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Aid to the Developmentally Disabled, Inc., Attn: Donald Rieb, Executive Director, 877 East Main Street, Riverhead, New York 11901; the Supervisor's Office and the Office of the Town Attorney, Commissioner of Mental Health and the Office of Mental Retardation.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED